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2
3 **UNITED STATES DISTRICT COURT**

4 **DISTRICT OF NEVADA**

5 WILLIE WILLIAMS,

6 Petitioner,

Case No. 2:23-cv-00552-GMN-VCF

7 v.

8 WARDEN BRIAN WILLIAMS, et al.,

9 Respondents.

10 **DISMISSAL ORDER**

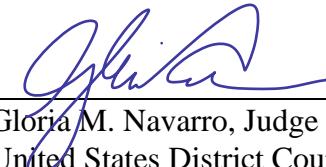
11 Petitioner Willie Williams, a *pro se* Nevada prisoner, submitted a Petition for Writ of
12 Habeas Corpus under 28 U.S.C. § 2254. (ECF No. 1-1.) Because Williams failed to file a
13 completed financial certificate and a copy of his account statement for the prior six months, his
14 application to proceed *in forma pauperis* (“IFP”) was incomplete. (*See* ECF No. 1.) On April 13,
15 2023, this Court ordered Williams to complete his IFP application by submitting the missing
16 documents or pay the \$5 filing fee within 45 days. (ECF No. 3.) Williams was warned that “failure
17 to comply . . . will result in the dismissal of this action without prejudice and without further
18 advance notice.” (*Id.* at 2.) That 45-day deadline expired on May 29, 2023. To date, Williams has
19 not completed his IFP application or paid the \$5 filing fee, requested an extension of time, or taken
20 any other action to prosecute this case.

21 **IT IS THEREFORE ORDERED:**

- 22 1. The motion for leave to proceed IFP (**ECF No. 1**) is **denied** as incomplete.
23

- 1 2. This action is **dismissed without prejudice** based on Petitioner Willie Williams'
- 2 failure to comply with the Court's April 13, 2023, order (ECF No. 3). A certificate
- 3 of appealability is denied, as jurists of reason would not find dismissal of the
- 4 petition for the reasons stated herein to be debatable or wrong.
- 5 3. The Clerk of Court add Nevada Attorney General Aaron D. Ford as counsel for
- 6 Respondents. No response is required from Respondents other than to respond to
- 7 any orders of a reviewing court. Pursuant to Rule 4 of the Rules Governing Section
- 8 2254 Cases, the Clerk of Court is instructed to informally serve the Nevada
- 9 Attorney General with the petition (ECF No. 1-1), this order, and all other filings
- 10 in this matter by sending a notice of electronic filing to the Nevada Attorney
- 11 General's office.
- 12 4. The Clerk of Court enter final judgment accordingly, dismissing this action without
- 13 prejudice, and close this case.

14 Dated: **June 20, 2023**



15 Gloria M. Navarro, Judge
16 United States District Court